

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

PATEL, Jay R.

Serial Number: To be assigned Group Art Unit: To be assigned

Filed: concurrently herewith Examiner: To be assigned

For: EQUINE HERPES VIRUS TEMPERATURE SENSITIVE MUTANT AND LIVE
VACCINE THEREOF

Divisional of: USSN 10/070,285 filed March 5, 2002

Preliminary Amendment and Divisional Application Pursuant to 37 CFR § 1.53 (b)

Commissioner of Patents
Alexandria, VA 22313

December 4, 2003

I. Introduction

Dear Sir,

Prior to the calculation of the fee in the above-identified application, please make the following amendments and please, further, accord a filing date to this divisional application: